



1636

**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Kelvin G. M. BROCKBANK et al.

Group Art Unit: 1636

Application No.: 09/835,818

Examiner: W. Sandals

Filed: April 17, 2001

For: CYCLOHEXANEDIOL CRYOPROTECTANT COMPOUNDS

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**RESUBMISSION OF ORIGINALLY FILED AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment, including a Rule 131 Declaration with Exhibits, and a copy of the date stamped filing receipt in the above-identified application. Applicants originally filed the Amendment and Declaration on January 21, 2003. However, according to a June 23, 2003 telephone conference with Examiner Sanders, the original Amendment and Declaration were never matched-up with the application. Applicants respectfully request prompt consideration of the Amendment and Declaration.

Respectfully submitted,

William P. Berridge  
Registration No. 30,024

H. James Voeller  
Registration No. 48,015

WPB:HJV/hjv

Date: June 25, 2003

**PTO RECEIPT FOR FILING OF PAPERS**

**The following papers have been filed:**

Amendment w/ Appendix w/ Declaration Under § 1.131 w/ Exhibit A and Exhibit B

**Name of Applicant:** Kelvin G.M. BROCKBANK et al.

**Serial No.:** 09/835,818

**Atty. File No.:** 105452

**Title (New Cases):**

**Sender's Initials:** WPB:HJV/mmc

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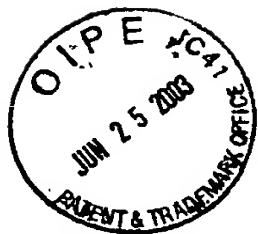
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AND RETURNED BY MESSENGER**



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**AMENDMENT**

JUN 30 2003

Director of the U.S. Patent and Trademark Office  
Washington, D.C. 20231

**TECH CENTER 1600/2900**

Sir:

In reply to the October 21, 2002 Office Action, please amend the above-identified application as follows:

**IN THE CLAIMS:**

**Please replace claim 12 as follows:**

12. (Amended) A cryopreservation composition according to claim 11, wherein the at least one cyclohexanediol compound is selected from the group consisting of the cis form of 1,3-cyclohexanediol, the trans form of 1,3-cyclohexanediol, the cis form of 1,4-cyclohexanediol, the trans form of 1,4-cyclohexanediol, and racemic mixtures thereof.

**REMARKS**

Claims 1-19 are pending. By the Office Action, claims 1-10 are withdrawn from consideration; claim 12 is rejected under 35 U.S.C. §112, second paragraph; claims 11-15 are rejected under 35 U.S.C. §102(b); and claims 11-19 are rejected under 35 U.S.C. §103(a). By this Amendment, claim 12 is amended. No new matter is added. In view of the foregoing amendments and the following remarks, reconsideration and allowance are respectfully requested.